108TH CONGRESS
2D SESSION

H. R. 3760

To extinguish the reversionary interests and use restrictions relating to industrial use purposes for certain deeds in Nez Perce County, Idaho.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 3, 2004

Mr. OTTER (for himself and Mr. SIMPSON) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To extinguish the reversionary interests and use restrictions relating to industrial use purposes for certain deeds in Nez Perce County, Idaho.

1 *Be it enacted by the Senate and House of Representa-*

2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the "Port of Lewiston De-

5 velopment Act of 2004".

6 **SEC. 2. EXTINGUISHMENT OF REVERSIONARY INTERESTS**

7 **AND USE RESTRICTIONS.**

8 (a) IN GENERAL.—With respect to each deed listed

9 in subsection (b)—

1   (1) the reversionary interests and use restric-

2 tions relating to industrial use purposes are extin-

3 guished;

4   (2) the restriction that no activity shall be per-

5 mitted that will compete with services and facilities

6 offered by public marinas is extinguished;

7   (3) the human habitation or other building

8 structure use restriction is extinguished in each area

9 in which the elevation is above the standard project

10 flood elevation; and

11   (4) the use of fill material to raise low areas

12 above the standard project flood elevation is author-

13 ized, except in any low area constituting wetland for

14 which a permit under section 404 of the Federal

15 Water Pollution Control Act (33 U.S.C. 1344) is re-

16 quired.

17 (b) AFFECTED DEEDS.—The deeds referred to in

18 subsection (a) are as follows:

19   (1) Auditor's Instrument No. 399218 of Nez

20 Perce County, Idaho—2.07 acres.

21   (2) Auditor's Instrument No. 487437 and

22 399341 of Nez Perce County, Idaho—7.32 acres.

1   (c) No Effect of Other Rights.—Nothing in this
2 section affects the remaining rights and interests of the
3 Corps of Engineers for authorized project purposes.

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